

FORM PTO-1390 (REV. 01-2003)		US DEPARTMENT OF COMMERCE PATENT & TRADEMARK OFFICE	ATTORNEY DOCKET NUMBER 122256
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/519,619	
INTERNATIONAL APPLICATION NO. PCT/FI03/00534	INTERNATIONAL FILING DATE July 2, 2003	PRIORITY DATE CLAIMED July 5, 2002	
<b>TITLE OF INVENTION</b> A METHOD AND AN APPARATUS FOR MONITORING THE AMOUNT OF EROSION IN THE WEARING PARTS OF A CRUSHER			
<b>APPLICANT(S) FOR DO/EO/US</b> Paulo BARSCEVICIUS; Osmair Nunes ALVES; Alfredo Maia REGGIO; Esa Pekka SATOLA; Kimmo Kalevi VESAMAKI; Juha Tapio POTILA			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). c. <input type="checkbox"/> The International Application was filed in English. 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).			
<b>Items 11 to 20 below concern document(s) or information included:</b>			
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Designation of 10 Attorneys; Petition for Extension of Time (2 Months);			

Rec'd PCT/PTO 25 NOV 2005  
10/519615

page 1 of 2

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) 10/519,619	INTERNATIONAL APPLICATION NO. PCT/FI03/00534	ATTORNEY'S DOCKET NUMBER 122256						
21. <input type="checkbox"/> The following fees are submitted:		<b>CALCULATIONS</b> PTO USE ONLY						
<b>.BASIC NATIONAL FEE (37 CFR 1.492(a)):</b> ..... \$ 300.00		\$						
<b>SEARCH FEE (37 CFR 1.492(b)(1)-(3)):</b>		\$						
International preliminary examination report or written opinion prepared by the USPTO as IPEA or ISA and favorable as to novelty, inventive step, and industrial applicability for all claims presented in the application entering the national stage ..... \$ 0.00								
International search fee (37 CFR 1.445(a)(2)) paid to USPTO as ISA ..... \$ 100.00								
International search report provided to USPTO no later than the time at which the search fee is paid ..... \$ 400.00								
All situations not provided for above ..... \$ 500.00								
<b>EXAMINATION FEE (37 CFR 1.492(c)(1)-(2)):</b>		\$						
International preliminary examination report or written opinion prepared by the USPTO as IPEA or ISA and favorable as to novelty, inventive step, and industrial applicability for all claims presented in the application entering the national stage ..... \$ 0.00								
All situations not provided for above ..... \$ 200.00								
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00						
TOTAL PAGES OF APPLICATION OVER 100 ( - 100)	÷ 50	= †	x 250 =	\$				
†round up to next integer								
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$				
TOTAL CLAIMS	- 20	=	x 50.00 =	\$				
INDEPENDENT CLAIMS	- 3	=	x 200.00 =	\$				
MULTIPLE DEPENDENT CLAIM(S)(if applicable)			+ 360.00 =	\$				
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$130.00				
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½ .				\$				
<b>SUBTOTAL =</b>				\$130.00				
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$				
<b>TOTAL NATIONAL FEE =</b>				\$				
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$				
<b>TOTAL FEES ENCLOSED =</b>				\$130.00				
11/30/2005 11 LANDGRA 0000034 10519619								
01 FC:1617 130.00 OP				Amount to be refunded: \$ charged: \$				
<p>a. <input checked="" type="checkbox"/> Check No. 173297 in the amount of \$130.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 15-0461. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>								
<p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO: OLIFF &amp; BERRIDGE, PLC Customer Number: 25944</p>								
<p>Date November 25, 2005</p> <table border="1"> <tr> <td>NAME: James A. Oliff</td> </tr> <tr> <td>REGISTRATION NUMBER: 27,075</td> </tr> <tr> <td>NAME: Joel S. Armstrong</td> </tr> <tr> <td>REGISTRATION NUMBER: 36,430</td> </tr> </table>					NAME: James A. Oliff	REGISTRATION NUMBER: 27,075	NAME: Joel S. Armstrong	REGISTRATION NUMBER: 36,430
NAME: James A. Oliff								
REGISTRATION NUMBER: 27,075								
NAME: Joel S. Armstrong								
REGISTRATION NUMBER: 36,430								

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Paulo BARSCEVICIUS et al.

Attn: PCT Branch

Application No.: 10/519,619

Docket No.: 122256

Filed: November 25, 2005

For: A METHOD AND AN APPARATUS FOR MONITORING THE AMOUNT OF  
EROSION IN THE WEARING PARTS OF A CRUSHER

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C 371 IN THE UNITED STATES DESIGNATED/**  
**ELECTED OFFICE (DO/EO/US) WITH DECLARATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

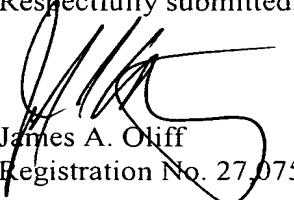
In response to the Notification of Missing Requirements Under 35 U.S.C 371 in the United States Designated/Elected Office (DO/EO/US) (copy attached) mailed on July 25, 2005, submitted herewith is the executed Declaration of the inventors and a Power of Attorney. Any necessary Designation of Ten Attorneys for Power of Attorney or Transmittal of Power of Attorney and Statement Under 37 C.F.R. §3.73(b) is also attached. Any specification attached to and referenced in the Declaration is a copy of the specification and any amendments thereto which were filed in the Office in order to obtain a filing date for the application.

Attached is our Check No. 173297 for  \$130.00  \$65.00 (entitlement to small entity status is asserted) for the fee under 37 C.F.R. §1.492(e).

Entry of these documents should complete all of the filing formalities and fully satisfy all requirements of the Notification of Missing Requirements. Accordingly, prompt issuance of a Notification of Acceptance and Official Filing Receipt, and prompt examination and allowance of this application are respectfully solicited.

The Commissioner is hereby authorized to charge any additional fee (or credit any overpayment) associated with this communication to Deposit Account No. 15-0461. Two duplicate copies of this paper are attached.

Respectfully submitted,

  
James A. Oliff  
Registration No. 27,075

Joel S. Armstrong  
Registration No. 36,430

JAO:JSA/bmf

Date: November 25, 2005

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

**DEPOSIT ACCOUNT USE  
AUTHORIZATION**  
Please grant any extension  
necessary for entry;  
Charge any fee due to our  
Deposit Account No. 15-0461

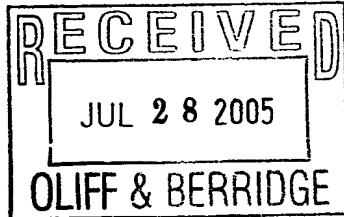


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/519,619	Paulo Barscavicius	122256

25944  
 OLIFF & BERRIDGE, PLC  
 P.O. BOX 19928  
 ALEXANDRIA, VA 22320



INTERNATIONAL APPLICATION NO.	
PCT/FI03/00534	
I.A. FILING DATE	PRIORITY DATE
07/02/2003	07/05/2002

CONFIRMATION NO. 9430  
 371 FORMALITIES LETTER  
  
 \*OC000000016601857\*

Date Mailed: 07/25/2005

## MISSING PARTS

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

• Copy of the International Application filed on 12/30/2004	DUE DATE
• Copy of the International Search Report filed on 12/30/2004	SEP 25 2005
• Copy of IPE Report filed on 12/30/2004	
• Copy of Annexes to the IPER filed on 12/30/2004	
• Preliminary Amendments filed on 12/30/2004	
• Information Disclosure Statements filed on 12/30/2004	
• U.S. Basic National Fees filed on 12/30/2004	
• Priority Documents filed on 12/30/2004	

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

DOCKETED  
 By KTG on 7/28 2005  
 and  
 By ABW on 7/29 2005  
 Oliff & Berridge

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE**

**DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,  
WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

CHARITTA A BURT

---

Telephone: (703) 308-9140 EXT 207

**PART 1 - ATTORNEY/APPLICANT COPY**

---

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,619	PCT/FI03/00534	122256

FORM PCT/DO/EO/905 (371 Formalities Notice)